



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Avi J. ASHKENAZI, et al..

Application Serial No. 09/978,194

Filed: October 15, 2001

For: **SECRETED AND TRANSMEMBRANE  
POLYPEPTIDES AND NUCLEIC ACIDS  
ENCODING THE SAME**

) Examiner: Kemmerer, Elizabeth  
)  
) Art Unit: 1646  
)  
) Confirmation No. 5226  
)  
) Attorney's Docket No. 39780-2630 P1C10  
)  
) Customer No. 35489  
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**PRELIMINARY AMENDMENT**

**MAIL STOP RCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

This Preliminary Amendment accompanies a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 for the above identified application. A Notice of Appeal for the present application was filed on October 20, 2004. The RCE filing is accompanied by a Petition for Extension of Time for five months to maintain co-pendency of this application. Please enter the following amendments, and consider the following arguments.

Enclosed herewith is also a Declaration by Audrey Goddard, Ph.D., a consideration of which is respectfully requested.

**Amendments to the Claims** are reflected in the listing of claims that begin on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.

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05/24/2005 AWONDAF1 00000026 081641 09978194

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